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Lhoist North America of Arizona, Inc.*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JAMES RESTIVO,

Plaintiff,

vs.

UNION PACIFIC RAILROAD COMPANY,
LHOIST NORTH AMERICA, INC.; DOES I-X;
inclusive, and ROE CORPORATIONS I-X,
inclusive,

Defendants.

Case No.: 2:20-cv-00820-GMN-VCF

**STIPULATION AND ORDER TO
AMEND CAPTION AND TO EXTEND
TIME FOR PROPERLY CAPTIONED
PARTY TO ANSWER
(First Request)**

Defendants Lhoist North America, Inc. and Union Pacific Railroad Company, and Plaintiff James Restivo (collectively “the parties”), by and through their undersigned counsel, hereby stipulate and request that the caption in this matter be amended to substitute **LHOIST NORTH AMERICA OF ARIZONA, INC.** as the named Defendant in this action in place of LHOIST NORTH AMERICA, INC. A copy of the proposed amended caption is attached hereto.

WHEREFORE, the parties respectfully request the caption be amended to substitute LHOIST NORTH AMERICA OF ARIZONA, INC. as the named Defendant in this action in place of LHOIST NORTH AMERICA, INC., effective immediately upon Order of this Court.

The parties further stipulate, pursuant to LR IA 6-1, that LHOIST NORTH AMERICA OF ARIZONA, INC. will have until May 18, 2020, to respond to Plaintiff's Complaint, responding in place of the allegations currently related to LHOIST NORTH AMERICA, INC.

IT IS SO STIPULATED.

DATED this 12th day of May, 2020.

DATED this 12th day of May, 2020.

**WEINBERG, WHEELER,
HUDGINS, GUNN & DIAL, LLC**

MESSNER REEVES

/s/ Brittany M. Llewellyn
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*Counsel for Lhoist North America, Inc. and
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Counsel for Union Pacific Railroad Company

DATED this 12th day of May, 2020.

DAY & NANCE

/s/ Steven L. Day
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Counsel for Plaintiff

IT IS SO ORDERED:



UNITED STATES MAGISTRATE JUDGE

DATED: 5-12-2020

